UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

CURTIS D. EMILY,)	
Plaintiff,)	
)	
)	
v.)	No. 4:10-CV-255-RWS
)	
VICKIE STONEBERGER,)	
)	
Defendant.)	

MEMORANDUM AND ORDER

Before the Court is plaintiff's pre-service motion to amend his complaint [Doc. #5]. Because a plaintiff may amend his complaint once as a matter of course before being served with a responsive pleading, the Court will grant plaintiff's motion.

Accordingly,

IT IS HEREBY ORDERED that plaintiff's motion to amend his complaint [Doc. #4] is GRANTED.

IT IS FURTHER ORDERED that the Clerk of Court shall detach and file plaintiff's proposed amended complaint [Attachment #1 to Doc. #5] as plaintiff's first amended complaint.

RODNE¥ W. SIPPEL

UNITED'STATES DISTRICT JUDGE

Dated this 1st day of March, 2010.